

Appl. No. 10/062,959  
Amdt. dated August 5, 2003  
Reply to Office Action of July 17, 2003

PATENT

REMARKS/ARGUMENTS

Claims 1-26 were pending in this application. Claims 13 and 24 have been amended. Hence, claims 1-26 are now pending. Reconsideration of the subject application as amended is respectfully requested.

Claims 1-26 have been rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-10 of U. S. Patent No. 6,380,971.

OBVIOUSNESS-TYPE DOUBLE PATENTING REJECTION


Applicant submits herewith a *Terminal Disclaimer to Obviate a Double Patenting Rejection Over a Prior Patent* in response to the rejection of claims 1-26 under the judicially created doctrine of obviousness-type double patenting. Hence, the purposes of the judicially created doctrine of double patenting have been overcome, leaving the claims in condition for allowance.

CONCLUSION

In view of the foregoing, Applicants believe all claims now pending in this Application are in condition for allowance. The issuance of a formal Notice of Allowance at an early date is respectfully requested.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 303-571-4000.

Respectfully submitted,

  
Douglas M. Hamilton  
Reg. No. 47,629

OFFICIAL

PATENT

Appl. No. 10/062,959  
Amdt. dated August 5, 2003  
Reply to Office Action of July 17, 2003

TOWNSEND and TOWNSEND and CREW LLP  
Two Embarcadero Center, 8<sup>th</sup> Floor  
San Francisco, California 94111-3834  
Tel: 303-571-4000  
Fax: 303-571-4321  
Attachments  
DMH;sbm  
DE 7111746 v1